

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JOHN FRANCIS MAHONEY, )  
Plaintiff, ) CASE NO. C16-1599 RSM  
v. ) )  
FEDERAL RESERVE ASSOCIATION, *et al.*, ) ORDER TO SHOW CAUSE  
Defendants. ) )

*Pro Se* Plaintiff, John Francis Mahoney, has been granted leave to proceed *in forma pauperis* in this matter. Dkt. #3. The Complaint was filed on October 12, 2016. Dkt. #4. Summons have not yet been issued.

Plaintiff brings this action against “ANY and ALL insurance, bonding and indemnification” for Federal Reserve Association and Humana Hospital West Anaheim, Saint Jude Medical Center, Massachusetts General Hospital, Bellwood General Hospital, several counties in California and Arizona, the states of California, Arizona, and Massachusetts, several federal agencies including the Department of the Treasury and the IRS, several corporations and banks, and a limited liability company. *Id.* at 5 (emphasis in original). Plaintiff’s Statement of Claim, in its entirety, is “[t]he defendants are in violation of the United States Code 15 U.S.C. 1 by monopolizing and restraining trade.” *Id.* at 2. Plaintiff also

1 attaches an affidavit setting forth his claims in greater detail. Plaintiff alleges that Defendants  
 2 “by operation of law via usage and mere acceptance of frn’s”<sup>1</sup> are in violation of 15 U.S.C. § 1,  
 3 the Sherman Act. Dkt. # 5 at 2. Plaintiff appears to have taken the language of the Sherman  
 4 Act, allowing for a “fine not exceeding \$100,000,000 if a corporation,” and determined that he  
 5 or is family is owed that money by the various Defendants. *See id.* at 4-10 (“True Bill”). No  
 6 further detail is provided as to specific contracts or actions of Defendants in trade or commerce.  
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8 Plaintiff alleges that he, his family and their estates are “completely EXEMPT” from  
 9 civil jurisdiction “and any jurisdiction having ever used frn’s” because, *inter alia*, they have  
 10 never consented to that jurisdiction or entered into a valid contract submitting to that  
 11 jurisdiction. *Id.* at 2 (emphasis in original). Plaintiff alleges that “the Fed” has fraudulently  
 12 taken possession of his private property and “will NOT accept lawful tender (gold and  
 13 silver)...” *Id.* at 3 (emphasis in original). Plaintiff argues that “[t]he acceptance of and tender  
 14 of frn’s by my family, the estates and I as consideration is done merely out of necessity and/or  
 15 under duress” and that the use of this U.S. District Court, which he labels an “inferior court[],”  
 16 is also done “merely out of necessity and/or under duress.” *Id.* Plaintiff alleges that this Court  
 17 has a “legal and moral duty to serve the accompanying complaint and an inferior court  
 18 summons... via the marshals within twenty one (21) days...” and that if this Court “fail[s] to  
 19 uphold their legal and moral duty... the inferior courts will then be held liable jointly and  
 20 severally with [Defendants]...” *Id.* at 11. Plaintiff alleges that “[t]he ONLY way that this  
 21 affidavit, accompanying complaint and inferior court summons can be overturned, abridged,  
 22 nullified, abrogated, disregarded, dismissed etc. is via a complete point for point rebuttal in  
 23 affidavit form...” *Id.* (emphasis in original). Plaintiff’s request for relief is for defendants to  
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28 <sup>1</sup> The Court takes Plaintiff’s acronym to stand for “federal reserve notes” based on the context in which it is used.

1 pay “the plaintiffs (sic) thirty five billion, five hundred million (35,500,000,000) (see affidavit  
2 for details) in federal reserve notes or the current functional currency forthwith.” Dkt. #4 at 4.

3 The Court will dismiss a Complaint at any time if the action fails to state a claim, raises  
4 frivolous or malicious claims, or seeks monetary relief from a defendant who is immune from  
5 such relief. *See* 28 U.S.C. § 1915(e)(2)(B).

6 Plaintiff’s Complaint provides no factual basis to support his claim; the Statement of  
7 Claim is a single conclusory sentence. *See* Dkt. #4 at 2. Plaintiff relies instead on his affidavit,  
8 which spends more time setting forth Plaintiff’s view of his legal rights than explaining the  
9 actions of Defendants that give rise to his claim. Plaintiff thus provides insufficient notice to  
10 Defendants as to how they could possibly have violated the Sherman Act. Plaintiff’s apparent  
11 argument that the mere use of paper currency violates the Sherman Act is unsupported by law.  
12 Plaintiff’s request for \$35,500,000,000 appears frivolous on its face. Plaintiff asserts several  
13 propositions for which there is no legal authority, and appears to set forth his own rules of civil  
14 procedure. Considering all of the above, Plaintiff’s Complaint thus appears frivolous and  
15 destined to seek relief against defendants who are immune from such relief. Accordingly,  
16 dismissal may be warranted. *See* 28 U.S.C. § 1915(e)(2)(B).

17 Accordingly, Plaintiff’s Complaint may suffer from deficiencies that, if not adequately  
18 explained in response to this Order, will require dismissal. In Response to this Order, Plaintiff  
19 must write a short and plain statement telling the Court: (1) the actions of Defendants giving  
20 rise to Plaintiff’s claims; (2) how those actions violate 15 U.S.C. § 1, the Sherman Act. **This**  
21 **Response may not exceed five (5) pages, including attachments.** The Court will not  
22 consider pages filed in excess of this limit.

1           The Court hereby finds and ORDERS that Plaintiff shall file a Response to this Order to  
2 Show Cause containing the detail above **no later than twenty-one (21) days from the date of**  
3 **this Order.** Failure to file this Response may result in dismissal of this case. The Clerk shall  
4 send a copy of this Order to Plaintiff's address, C/O KATE MAHONEY 7003 MERCURY  
5 DRIVE LAKESIDE, AZ 85929.  
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8           DATED this 13<sup>th</sup> day of October 2016.

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11           RICARDO S. MARTINEZ  
12           CHIEF UNITED STATES DISTRICT JUDGE  
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